

FILED  
U.S. DIST. COURT  
BRUNSWICK DIV.

2005 NOV 17 AM 11:07

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
BRUNSWICK AND WAYCROSS DIVISIONS

CLERK *J. Salvo*  
SO. DIST. OF GA.

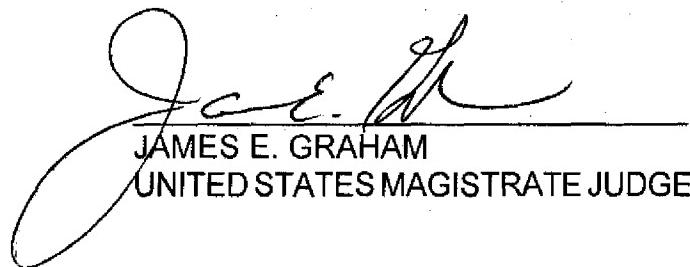
THOMAS EDWARD HALL,	)	CIVIL ACTION NO.: CV290-605
FELTON CULLEN WILLIAMS,	)	CV590-258
ROBERT STANLEY GRIFFIN,	)	CV590-262
RICHARD LAMAR CARTER,	)	CV590-267
BOBBY R. ALLEN,	)	CV590-269
LYMAN M. GUY, JR.,	)	CV590-270
DAVID GREGORY STEVERSON,	)	CV590-272
GEORGE HOWELL,	)	CV590-273
JAMES GRIFFIN, SR.,	)	CV590-274
IDAS RAY SMITH,	)	CV590-276
HAROLD BAXLEY,	)	CV590-277
VERNON CHARLES SMITH,	)	CV590-278
THOMAS K. HARRIS,	)	CV590-280
JACK TARPLEY,	)	CV590-281
GLORIA BUTLER,	)	CV591-005
DANNY KIRKLAND,	)	CV591-019
ROBERT ROLLINS,	)	CV597-076
 Plaintiffs,		
 v.		
CSX TRANSPORTATION, INC.,	)	
 Defendant.		)

ORDER

Defendant has filed a Motion to Exclude Testimony of Richard Lemen and in the Alternative Motion to Compel Deposition. Plaintiffs have filed a response. After review, Defendant's Motion to Exclude Testimony of Richard Lemen is **DENIED**. Defendant's

Alternative Motion to Compel Deposition is **GRANTED**. Counsel for Plaintiffs is directed to make Richard Lemon, Ph.D. available for deposition prior to December 1, 2005.

SO ORDERED, this 17<sup>th</sup> day of November, 2005.



JAMES E. GRAHAM  
UNITED STATES MAGISTRATE JUDGE